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**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

- ☐ Affects PG&E Corporation
☐ Affects Pacific Gas and Electric Company
☒ Affects both Debtors

** All papers shall be filed in the Lead Case, No.
19-30088 (DM).*

Bankruptcy Case No. 19-30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**REORGANIZED DEBTORS' REPLY IN
SUPPORT OF OBJECTION TO PROOF OF
CLAIM NUMBER 87136, FILED BY
SANDRA PEDROIA**

[Re: Dkt. Nos. 10903 and 11193]

Hearing:

Date: September 14, 2021

Time: 10:00 a.m. (Pacific Time)

Place: (Telephonic Appearances Only)

United States Bankruptcy Court

Courtroom 17, 16th Floor

San Francisco, CA 94102

1 PG&E Corporation and Pacific Gas and Electric Company (collectively, the “**Reorganized**
2 **Debtors**”) hereby submit this reply in support of the *Reorganized Debtors’ Objection to Proof of*
3 *Claim No. 87136, Filed by Sandra Pedroia* [Dkt. # 10903] (the “**Objection**”).

4 The Objection seeks disallowance of Claim No. 87136 (the “**Claim**”), filed by Sandra Pedroia,
5 on the basis that the Claim stems from property damage that occurred in 2011 and is thus barred by
6 California’s three-year limitations period, which expired as to the Claim years before the Petition Date.
7 *See Angeles Chem. Co. v. Spencer & Jones*, 44 Cal. App. 4th 112, 119 (1996) (citing Cal. Code Civ.
8 Proc. §338(b) and stating that “[a] negligence claim involving damage to real property is governed by
9 a three-year limitations period . . . , which commences to run when the plaintiff knows, or should have
10 known, of the wrongful conduct at issue”). Ms. Pedroia offers no different timeline in her September
11 7, 2021, *Letter to the Court* [Dkt. # 11193] (the “**Letter**”). Instead, the Letter makes clear that, while
12 there may be disagreement over the cause of the property damage at issue, it is undisputed that the
13 damage occurred in 2011: “PG&E broke our water main back in 2011.” (Ltr. at 1.) That undisputed
14 fact bars the Claim. *See In re Johnson*, Case No. 1:11-bk-18629-GM, 2015 Bankr. LEXIS 52, at *17
15 (Bankr. C.D. Cal. Jan. 7, 2015) (“When the statute of limitations on a claim has expired prior to the
16 filing of the bankruptcy, that claim is barred from recovery in the bankruptcy case.”).

17 Because Claim No. 87136 is time-barred, it should be disallowed and expunged.

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19 Dated: September 10, 2021

KELLER BENVENUTTI KIM LLP

20 By: /s/ David A. Taylor
21 David A. Taylor

22 *Attorneys for Debtors and Reorganized Debtors*
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